

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

THOMAS W. WALDREP,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO. 3:25-cv-00171-RAH
	)	
STATE FARM FIRE &	)	
CASUALTY COMPANY,	)	
	)	
Defendant.	)	

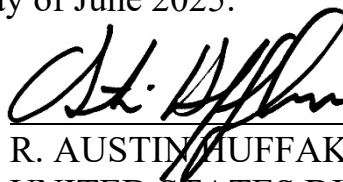
**ORDER**

On March 27, 2025, Defendant State Farm Fire & Casualty Company filed a *Partial Motion to Dismiss* (doc. 16), which sought dismissal of Counts III and IV of the Amended Complaint (doc. 9) for failure to state a claim. On May 19, 2025, the Magistrate Judge filed a Recommendation (doc. 22) which recommended that the *Partial Motion to Dismiss* be granted and Counts III and IV dismissed. No objection has been filed.

Upon an independent review of the file and upon consideration of the Recommendation, it is **ORDERED** as follows:

1. The *Partial Motion to Dismiss* (doc. 2) is **DENIED** as moot;
2. The Recommendation (doc. 22) is **ADOPTED**;
3. The *Partial Motion to Dismiss* (doc. 16) is **GRANTED**; and,
4. Counts III and IV are **DISMISSED**.

DONE, on this the 4th day of June 2025.

  
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R. AUSTIN HUFFAKER, JR.  
UNITED STATES DISTRICT JUDGE